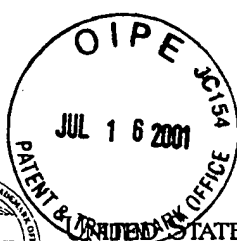


#3



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/842,512	04/26/2001	Neil D. Nicastro	47089-00051

CONFIRMATION NO. 7331

FORMALITIES LETTER



OC000000006205037

23932
JENKENS & GILCHRIST, PC
1445 ROSS AVENUE
SUITE 3200
DALLAS, TX 75202

Date Mailed: 06/20/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION


FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

*A copy of this notice **MUST** be returned with the reply.*


Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

07/16/2001 ETULU1 00000029 09842512

FC:195

130.00 OP



Customer No. 23932

#3
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application Of:

Neil D. Nicastro et al.

Application No.: 09/842,512

Filed: April 26, 2001

For: AMUSEMENT GAME HAVING A
PROBABILITY-BASED AWARD
SYSTEM

Atty. Docket No.: 47089-00051

Examiner: Not Assigned

Group Art Unit: 3712

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to the Commissioner for Patents, Attn: Box Missing Parts, Washington, D.C. 20231, on July 11, 2001.

Signature:

Corinne L. Roemagel
Corinne L. Roemagel

**RESPONSE TO NOTICE TO FILE MISSING
PARTS OF NONPROVISIONAL APPLICATION**

Commissioner for Patents
Washington, D.C. 20231

Attn: Box Missing Parts

Dear Sir:

This is in response to the "Notice To File Missing Parts Of Nonprovisional Application" mailed on June 20, 2001, a copy of which is enclosed. The shortened statutory period for response is two months from the mailing date, i.e., by August 20, 2001.

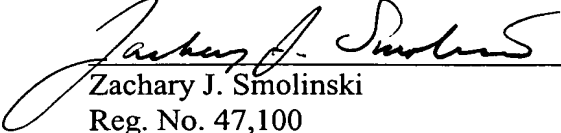
An unexecuted Declaration was filed with the application. Accordingly, enclosed is the original Declaration which has been executed by the three inventors.

Finally, enclosed is Check No. 23745 in the amount of \$130.00 to cover the surcharge for late filing of the executed Declaration. The Commissioner is hereby authorized to charge any

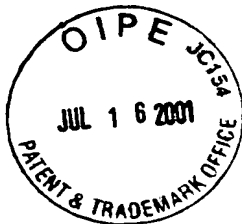
additional fees which may be required, or credit any overpayment, to Deposit Account No. 10-0447 (47089-00051). A duplicate copy of this Response is enclosed for that purpose.

Respectfully submitted,

Date: July 11, 2001



Zachary J. Smolinski
Reg. No. 47,100
Jenkins & Gilchrist
1445 Ross Avenue, Suite 3200
Dallas, TX 75202-2799
(312) 425-3900
Attorney for Applicants



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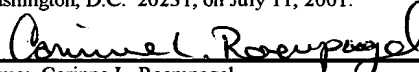
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Commissioner for Patents
Washington, D.C. 20231

Attn: Box Missing Parts

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to the COMMISSIONER FOR PATENTS, Washington, D.C. 20231, on July 11, 2001.


Name: Corinne L. Roempagel

Re: Applicant(s): Neil D. Nicastro et al.
Serial No. 09/842,512
Filing Date: April 26, 2001
For: AMUSEMENT GAME HAVING A PROBABILITY-BASED
AWARD SYSTEM
Docket No.: 47089-00051
Group Art Unit: 3712

Dear Sir:

Transmitted for filing with the Patent and Trademark Office are the following documents for the above-referenced patent application:

1. Response to Notice to File Missing Parts of NonProvisional Application
2. Notice to File Missing Parts of NonProvisional Application
3. Declaration and Power of Attorney
4. Check in the amount of \$130.00, check no. 23745
5. Acknowledgment Postcard

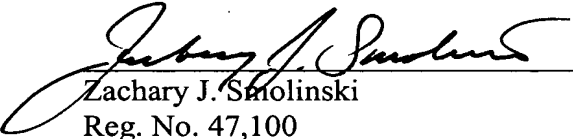
The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 10-0447 (47089-00051). A duplicate copy of this Transmittal is enclosed for that purpose.

Please address all communications related to this to:

Daniel J. Burnham
Jenkins & Gilchrist, P.C.
1445 Ross Avenue, Suite 3200
Dallas, Texas 75202-2799

Respectfully submitted,

July 11, 2001
Dated


Zachary J. Smolinski
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